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Attorneys for Defendant
WCI/Spectrum Communities

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JENNIFER BARNA AND JENNIER HORN

Plaintiffs,

v.

SPECTRUM COMMUNITIES; WCI
COMMUNITIES, INC. (as parent Company
and/or successor company); WCI/SPECTRUM
COMMUNITIES (as parent Company and/or
successor Company), MITCHELL HOCHBERG;
CHRISTOPHER DETHOMAS; RODNEY
MONTAG AND GABE PASQUALE,

Defendants.

Civil Action No: 05-2176 (CLB)

**CONSENT ORDER OF DISMISSAL
WITH PREJUDICE**

THIS MATTER having been opened to the Court by the attorneys for defendants,
and the attorneys for plaintiffs, the Court being fully advised and plaintiffs, having conferred and
having agreed to the entry of the within Consent Order, and good cause having been shown;

IT IS on this 8th day of June, 2005;

ORDERED that the above action be and hereby is dismissed with prejudice, without
right of appeal and without costs and fees; and it is further

~~ORDERED that a copy of this Order be served upon plaintiffs' counsel within~~
~~_____~~
days of the receipt hereof.

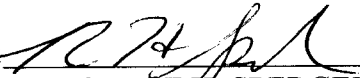
SO ORDERED:

*White Plains, N.Y.
June 8, 2005*

Charles L. Briant
CHARLES L. BRIANT, U.S.D.J.

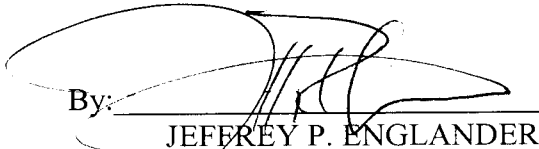
THE UNDERSIGNED HEREBY CONSENT TO ENTRY OF THE WITHIN ORDER:

ROBERT H. SPERGEL, ESQ.
Attorneys for Plaintiffs

By: 
ROBERT H. SPERGEL
A Member of the Firm

Dated: June 2, 2005

MORRISON COHEN LLP

By: 
JEFFREY P. ENGLANDER
A Member of the Firm

Dated: June 2, 2005

ReedSmith

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June 3, 2005

VIA UNITED PARCEL SERVICE

Hon. Charles L. Brieant
United States District Judge
United States Courthouse
300 Quarropas Street, Room 275
White Plains, New York 10601-4150

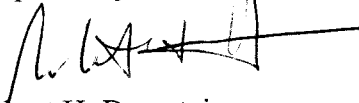
Re: *Jennifer Barna and Jennifer Horn vs. Spectrum
Communities, et als; Civil Action No. 05-2176 (CLB)*

Dear Judge Brieant:

Enclosed are the original and two copies of a Consent Order of Dismissal with Prejudice in the above matter which has been signed by counsel for the parties. If the Consent Order meets with Your Honor's approval, kindly execute the original and direct someone on your staff to have a copy stamped "filed" with the Clerk and returned to me in the enclosed self-addressed stamped envelope.

Thank you for your Honor's attention to this matter.

Respectfully submitted,



Robert H. Bernstein

RHB:dc
Enclosures
cc: Robert H. Spergel, Esq. (w/encls.)

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